

# COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## MESSAGE DELIVERY SYSTEM BILLING METHOD AND APPARATUS

the specification of which (check one) ☒ is attached hereto or ☐ was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

### Prior Foreign Application(s)

			Priority Claimed	
			Yes	No
PCT/US00/32246	PCT	22 November 2000	X	
Number	Country	Day/Month/Year Filed		
Number	Country	Day/Month/Year Filed		

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

60/167,458	11/24/99	Abandoned
Application Serial No.	Filing Date	Status: Patented, Pending, Abandoned
09/896,017	06/28/01	Pending
Application Serial No.	Filing Date	Status: Patented, Pending, Abandoned

I hereby appoint the members of the firm of DERGOSITS & NOAH LLP, a firm composed of Michael E. Dergosits (Reg. No. 31,243), Todd A. Noah (Reg. No. 35,626), Richard A. Nebb (Reg. No. 33,540), Paul K. Tomita (Reg. No.: 43,196), Geoffrey T. Staniford, (Reg. No. 43,151), Andrew B. Schwaab (Reg. No. 38,611), Samuel S. Lee (Reg. No. 41,938), Four Embarcadero Center, Suite 1150, San Francisco, California 94111 as my attorneys with full power of substitution to prosecute this application and to transact all business in the Patent and Trademark Office in connection therewith.

Please direct all correspondence regarding this application to the following:

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[illegible]

Date \_\_\_\_\_

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 Date \_\_\_\_\_